

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND SYSTEM FOR HIGH PERFORMANCE MODEL-BASED PERSONALIZATION the specification of which ☐ is attached and/or ☒ was filed on June 25, 2001 as United States Application Serial No. 09/887,528 or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application(s) designating at least one country other than the United States, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application(s) of which priority is claimed:

Country	Application Number	Date of Filing	Priority Claimed Under 35 U.S.C. 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing
60/213,528	June 23, 2000

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application(s) and the national or PCT International filing date of this application:

Application Number	Date of Filing	Status (Patented, Pending, Abandoned)

I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., CUSTOMER NUMBER 22,852, Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanhon Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; and David A. Manspeizer, Reg. No. 37,540 and [Text]. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of First Inventor Michael A. Ekhaus	Inventor's Signature	Date
Residence 315 Washington Avenue, Hopkins, MN 55343		Citizenship U.S.A.
Post Office Address 315 Washington Avenue, Hopkins, MN 55343		



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Full Name of First Inventor Michael A. Ekhaus	Inventor's Signature	Date
Residence 315 Washington Avenue, Hopkins, MN 55343		Citizenship U.S.A.
Post Office Address 315 Washington Avenue, Hopkins, MN 55343		

Full Name of Third Inventor Filip Muter	Inventor's Signature	Date
Residence 3774 Thomas Court, Vadnais Heights, MN 55127		Citizenship U.S.A
Post Office Address 3774 Thomas Court, Vadnais Heights, MN 55127		



PATENT
Attorney Docket No. 7744.0061
Customer No. 22,852

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Michael A. EKHAUS et al.)
)
Serial No.: 09/887,528) Group Art Unit: 2163
)
Filed: June 25, 2001) Examiner: Unknown
)
For: METHOD AND SYSTEM FOR)
HIGH PERFORMANCE MODEL-)
BASED PERSONALIZATION)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

TRANSMITTAL LETTER ACCOMPANYING
POWER OF ATTORNEY DOCUMENTS

Submitted herewith are executed Power of Attorney documents associated with the above-identified application by joint inventors Michael A. Ekhaus, Robert Driskill, and Filip Mulier. Please associate the submitted documents with the above-identified application solely for the purpose of establishing Power of Attorney. In particular, the Applicants believe that the "Declaration" portion of the document executed by Michael A. Ekhaus is defective and have concurrently submitted a Petition for Consideration of Declaration under 37 C.F.R. § 1.47(a) on behalf of a nonsigning inventor.

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Application No. 09/887,528

Please accept the enclosed Power of Attorney Documents, grant any extensions of time required to enter these papers and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

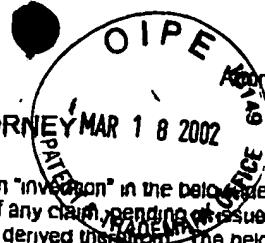
By: 

James J. Boyle
Reg. No. 46,570

Dated: March 18, 2002

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3
Attorney Docket No 7744.006

DECLARATION AND POWER OF ATTORNEY

As used herein, the term "invention" consistent with 35 U.S.C. § 100(a) and the use of the term "invention" in the below identified application, is not intended by the below signing inventor(s) to be a representation as to the patentability or validity of any claim, pending or issued associated with the below-identified application, or associated with any divisional, continuation, or reissue applications derived therefrom. The below signing inventor(s) believe that any decision as to the patentability or enforceability of any claim, pending or issued associated with the below-identified application, or associated with any divisional, continuation, or reissue applications derived therefrom in the United States rests with the United States Patent and Trademark Office, or any body or court of competent jurisdiction.

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			<input type="checkbox"/> YES <input type="checkbox"/> NO

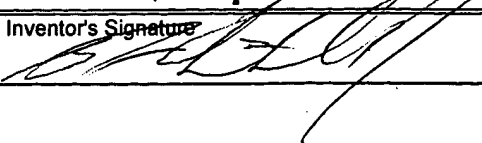
United States Application Serial No. 09/887,528 is preceded and benefited under 35 U.S.C. § 119(e) by the provisional application(s) listed below.

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60/213,528	June 23, 2000

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Full Name of First Inventor Michael A. Ekhaus	Inventor's Signature <i>Michael A. Ekhaus</i>	Date March 15, 2002
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Full Name of Third Inventor Filip Muller	Inventor's Signature	Date
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Full Name of Third Inventor Filip Mulier	Inventor's Signature <i>Filip Mulier</i> X	Date 1/8/02 X
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